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James v. Lilly
Kagan Binder, PLLC
221 Main St. North, Suite 200
Stillwater, MN 55082

Re: Patent Term Extension
Application for
U.S. Patent No. 5,336,263

WITHDRAWAL OF APPLICATION FOR PATENT TERM EXTENSION

This is in response to the "Communication in Response to the Requirement for Election" in U.S. Patent No. 5,571,182 which was filed pursuant to the requirement for election under 37 C.F.R. § 1.785. The present application for patent term extension, U.S. Patent No. 5,336,263, is withdrawn by the express election of U.S. Patent No. 5,571,182 to receive the certificate of extension for the regulatory review period associated with the medical device Macroplastique® Implants, PMA No. P040050.

Any correspondence with respect to this matter should be addressed as follows:

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Telephone inquiries related to this determination should be directed to the undersigned at (571) 272-7755. E-mail inquiries should be directed to mary.till@uspto.gov.

Mary C. Till
Legal Advisor
Office of Patent Legal Administration
Office of the Associate Commissioner
for Patent Examination Policy

cc: Office of Regulatory Policy
Food and Drug Administration
10903 New Hampshire Ave., Bldg. 51, Rm. 6222
Silver Spring, MD 20993-0002

RE: Macroplastique® Implants
Docket No.: FDA-2008-E-0099

Attention: Beverly Friedman